

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

PETER KIMA,

Plaintiff,

v.

COMPASS, INC.,

Defendant.

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Civil Case No. RWT 14cv2281

ORDER

Upon consideration of Defendant's Partial Motion to Dismiss [ECF No. 10], Plaintiff's Motion for Leave to File Amended Complaint [ECF No. 18], Plaintiff's Motion for Leave to File Surreply [ECF No. 19], the Joint Motion to Modify the Scheduling Order [ECF No. 28], the oppositions and replies thereto, the arguments presented by counsel at a hearing held before the undersigned on April 13, 2015, and for the reasons stated on the record, it is, this 28th day of April, 2015, by the United States District Court for the District of Maryland,

ORDERED, that Defendant's Partial Motion to Dismiss [ECF No. 10] is **GRANTED**; and it is further

ORDERED, that Plaintiff's Complaint is **DISMISSED** to the extent it alleges Defendant improperly failed to promote Plaintiff and constructively discharged Plaintiff; and it is further

ORDERED, that the following portions of the Complaint are **STRICKEN**: ¶¶ 12, 13, 14, 30, 38 and 42 in their entirety, and ¶ 45 to the extent it purports to claim damages related to Plaintiff's resignation; and it is further

ORDERED, that Plaintiff's Motion for Leave to File Amended Complaint [ECF No. 18] is **DENIED**; and it is further

ORDERED, that Plaintiff's Motion for Leave to File Surreply [ECF No. 19] is **DENIED**; and it is further

ORDERED, that the Joint Motion to Modify Scheduling Order [ECF No. 28] is **GRANTED**; and it is further

ORDERED, that the scheduling order is **AMENDED** as follows:

New Date	Prior Date	Item
July 3, 2015	April 3, 2015	Plaintiff's Rule 26(a)(2) disclosures
August 4, 2015	May 4, 2015	Defendant's Rule 26(a)(2) disclosures
August 19, 2015	May 19, 2015	Plaintiff's rebuttal Rule 26(a)(2) disclosures
August 25, 2015	May 25, 2015	Rule 26(e)(2) supplementation of disclosures and responses
September 17, 2015	June 17, 2015	Discovery deadline; submission of status report
September 24, 2015	June 24, 2015	Requests for admission
October 17, 2015	July 17, 2015	Dispositive pretrial motions deadline

/s/
ROGER W. TITUS
UNITED STATES DISTRICT JUDGE